

Bowles

NOURSE & BOWLES, LLP
Attorneys for Defendant
TOPUNITED INDUSTRY DEVELOPMENT LTD.
One Exchange Plaza
At 55 Broadway
New York, NY 10006-3030
(212) 952-6200
jpare@nb-ny.com

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>12/11/09</u>
--

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
NORTH CHINA SHIPPING LIMITED,

Plaintiff,

-against-

TOPUNITED INDUSTRY DEVELOPMENT
CO., LTD.,

Defendant.
-----X

09-cv-1408(HB)

**ORDER VACATING
ATTACHMENT, DIRECTING
RELEASE OF ATTACHED
FUNDS AND VOLUNTARILY
DISMISSING ACTION**

WHEREAS Plaintiff, NORTH CHINA SHIPPING LIMITED filed its complaint on or about February 17, 2009 seeking process of maritime attachment and garnishment against Defendant, TOPUNITED INDUSTRY DEVELOPMENT LTD. (sued herein as TOPUNITED INDUSTRY DEVELOPMENT CO., LTD.);

WHEREAS electronic funds transfers of Defendant have been seized by plaintiff in the known amounts of \$17,516.00 at Deutsche Bank and \$102,049.60 at ABN Amro North America by virtue of said process of maritime attachment and garnishment;

NOW THEREFORE upon the joint application of the parties, it is hereby

ORDERED that,

1. The Order of Maritime Attachment previously issued in this action is vacated;
2. The above garnishee banks and any other garnishee banks holding funds of Defendant are directed to release Defendant's funds from attachment and forward same as directed by Defendant's undersigned attorneys; and
3. The action is dismissed without prejudice and without costs.

Dated: New York, New York
December 9, 2009

CARDILLO & CORBETT
Attorneys for Plaintiff
NORTH CHINA SHIPPING LIMITED

By: 

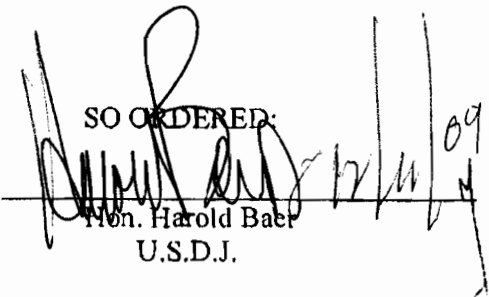
Tulio R. Prieto (TP 8455)
29 Broadway
New York, NY 10006
(212) 344-0464
tprieto@cardillocorbett.com

NOURSE & BOWLES, LLP
Attorneys for Defendant
TOPUNITED INDUSTRY
DEVELOPMENT LTD.

By: 

Armand M. Paré, Jr. (AP 8575)
One Exchange Plaza
At 55 Broadway
New York, NY 10006-3030
(212) 952-6200
ipare@nb-ny.com

SO ORDERED:


Hon. Harold Baer
U.S.D.J.